



AF/1600
\$

PATENT
ATTORNEY DOCKET NO.: DIVER1280-11

RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1636

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Short and Keller Art Unit: 1636
Application No.: 09/848,185 Examiner: Bronwen Loeb
Filed: May 3, 2001
Title: METHOD FOR OBTAINING AN ENRICHED DNA SAMPLE
CONTAINING ENZYMES OF SPECIFIED ACTIVITY (As amended)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

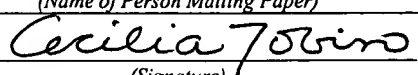
RECEIVED
MAY 12 2003
TECH CENTER 1600/2900

TRANSMITTAL SHEET

Sir:

Transmitted herewith in response to the Final Office mailed November 5, 2002, for the above-identified application, please find:

1. Notice of Appeal (2 pages);
2. Petition for Three (3) Months Extension of Time (2 pages); and
3. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, May 5, 2003, in an envelope addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
<div style="text-align: center;">Cecilia Tobin <i>(Name of Person Mailing Paper)</i></div>
<div style="text-align: center;"> <i>(Signature)</i></div>

Applicants: Short and Keller
Application No.: 09/848,185
Filed: May 3, 2001
Page 2

Applicants claim **SMALL ENTITY status** in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

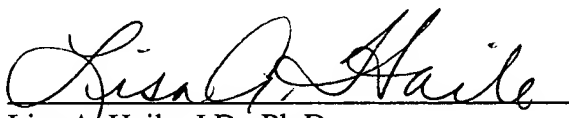
The filing fee is calculated as follows:

For	Claims Remaining After Amendment	Highest Number Previously Paid For	Extra Claims	Large Entity Rate	Small Entity Rate	Calculations
Total Claims	26	26	0	x \$18	x \$09	\$.00
Independent Claims	3	3	0	x \$84	x \$42	\$.00
Multiple Claims				\$280	\$140	\$.00
Basic Filing Fee				\$750	\$375	\$.00
					TOTAL FEE	\$.00

The Commissioner is hereby authorized to charge the total fee of \$570.00; which consists of \$160.00 for the Notice of Appeal fee and \$410.00 for the Three (3) Months Extension of Time fee (\$465.00 minus \$55.00 (paid with Response on 3/5/03) equals to \$410.00); and for any other additional fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: May 5, 2003


Lisa A. Haile, J.D., Ph.D.
Registration No. 38,347
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

USPTO CUSTOMER NUMBER 28213
GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133